

No. 16-1357

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

E. I. DU PONT DE NEMOURS AND COMPANY,

Petitioner/Cross-Respondent

v.

NATIONAL LABOR RELATIONS BOARD,

Respondent/Cross-Petitioner

**UNITED STEEL, PAPER AND FORESTRY, RUBBER,
MANUFACTURING, ENERGY, ALLIED INDUSTRIAL AND SERVICE
WORKERS INTERNATIONAL UNION**

Intervenor

**ON APPEAL FROM AN ORDER OF THE
NATIONAL LABOR RELATIONS BOARD**

**UNOPPOSED MOTION OF PETITIONER
FOR AN EXTENSION OF TIME**

Pursuant to District of Columbia Circuit Rule 27(h), Petitioner/Cross-Respondent E. I. du Pont de Nemours and Company (“DuPont”) respectfully requests an extension of time, from August 1, 2017, to September 15, 2017, to file its reply brief in this case. In support of this Motion, DuPont states as follows:

1. Pursuant to the briefing schedule entered by the Court on December 30, 2017, DuPont's opening brief was due April 21, 2017, the Respondent National Labor Relations Board's brief was due May 22, 2017, Intervenor's brief was due May 30, 2017, and DuPont's reply brief was due June 13, 2017.

2. DuPont filed its brief on April 21, 2017. On May 15, 2017, the National Labor Relations Board ("NLRB") filed an unopposed Motion for an extension of time, from May 22, 2017 to July 21, 2017, to file its brief. The Court granted the NLRB's Motion on May 17, 2017.

3. In conjunction with granting the NLRB's Motion, the Court revised the briefing schedule, adjusting the due dates for the Intervenor's brief and for DuPont's reply brief. Pursuant to the revised briefing schedule, the Intervenor's brief is due July 28, 2017, and DuPont's reply brief is due August 1, 2017.

4. DuPont requests an extension of time to file its reply brief because, as a result of the revised briefing schedule, DuPont's counsel will be unable to adequately prepare, review and file its brief by the new August 1, 2017 due date. Kris Meade and Glenn Grant, the attorneys with primary responsibility for drafting DuPont's reply brief, will out of the office for business travel and preplanned vacations in late July through mid-August 2017. Mr. Meade will be out of the office from July 30 through August 4, and again from August 13-23, and Mr. Grant will be out of the office July 27-30, and August 4-12. Accordingly, DuPont

respectfully requests an extension of time to September 15, 2017 to file its reply brief, and requests that the briefing schedule be modified as follows:

Respondent's Brief	July 21, 2017
Intervenor's Brief	July 28, 2017
<u>Petitioner's Reply Brief</u>	<u>September 15, 2017</u>

5. Counsel for the NLRB and counsel for Intervenor do not oppose the extension of time requested in this Motion.

6. Granting this Motion will not result in any prejudice to any of the parties, and no date for oral argument has yet been set.

For these reasons, Petitioner DuPont respectfully requests that the Court grant this Motion and modify the briefing schedule as set forth above.

Respectfully submitted,

/s/ Glenn D. Grant

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Kris D. Meade

Glenn D. Grant

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Counsel for Petitioner E.I. du Pont de
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Dated: June 20, 2017
Washington, D.C.

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CERTIFICATE OF COMPLIANCE

Pursuant to Federal Rule of Appellate Procedure 32(g)(1), Petitioner E. I. DuPont de Nemours and Company certifies that this Motion complies with the requirements of Federal Rules of Appellate Procedure 27(d) and 32(a)(5) and (6) in

that it contains 412 words of proportionally spaced 14-point type, and the word-processing system used was Microsoft Word 2010.

Respectfully submitted,

/s/ Glenn D. Grant

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CERTIFICATE OF SERVICE

I hereby certify that on June 20, 2017, I electronically filed the foregoing document with the Clerk of the Court for the United States Court of Appeals for the District of Columbia Circuit by using the appellate CM/EFC system. I certify that the foregoing document will be served via the CM/ECF system on all parties or their counsel of record.

Respectfully submitted,

/s/ Glenn D. Grant

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